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37011-6:GBC:169521

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 335 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/143,143
Filing Date	August 28, 1998
First Named Inventor	STEPHEN R. ASH
Group Art Unit	1616
Examiner Name	J. Pak
Attorney Docket Number	37011-6

#21
AKD
6-5-02

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

Note. 37 CFR § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 CFR § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 15865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 CFR § 1.114

a. ☐ Previously submitted

- i. ☐ Consider the amendment(s)/reply under 37 CFR § 1.116 previously filed on _____
ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
iii. ☐ Other _____

b. ☒ Enclosed

- i. ☒ Amendment/Reply
ii. ☒ Affidavit(s)/Declaration(s)
iii. ☐ Information Disclosure Statement (IDS)
iv. ☒ Other Attachments to Declaration

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR § 1.17(i) required.)
b. Other _____

3. Fees

The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 23-3030.
i. ☒ RCE fee required under 37 CFR § 1.17(e)
ii. ☒ Extension of time fee (37 CFR §§ 1.136 and 1.17)
iii. ☐ Other _____
b. ☒ Checks in the amount of \$ 370 & \$460 enclosed
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Gregory B. Coy	Registration No. (Attorney/Agent)	40,967
Signature		Date	May 16, 2002

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, BOX RCE, Washington, D.C. 20231 on May 16, 2002

Signature of Person Mailing Paper or Fee

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

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